THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.20343 of 2006

16.10.2006

Between:

Mohd. Abdul Bari, S/o.Mohd. Abdul Hadi

... Petitioner

AND

The Chief Executive Officer, Andhra Pradesh State
Wakf Board, Haj House Complex, Nampalli, Hyderabad
And others

... Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.20343 of 2006

ORDER:

The petitioner is resident of Alipura Subedari of Hanumakonda in Warangal District. He is personally interested in Dargah and Masjid Hazrat Nabi Shah. When a Managing Committee was appointed for the said Dargah, he filed W.P.No.19607 of 2006. It was brought to the notice of this Court that the earlier Managing Committee was prevented by proceedings dated 08.9.2005. Therefore, the petitioner sought permission to withdraw writ petition being W.P.No.19607 of 2006 and filed instant writ petition assailing the proceedings of the first respondent dated 08.9.2005 whereby and whereunder the Managing Committee, which was appointed on 06.7.2005, is terminated.

Though submissions are made with reference to validity of show cause notice preceding the impugned order, having regard to section 83(2) of the Wakf Act, 1995, this Court is not inclined to go into the merits of the case. Liberty is given to the petitioner to approach the A.P. Wakf Tribunal and file application/appeal within a period of two weeks from the date of receipt of a copy of this order. As and when such application is filed, learned Tribunal may dispose of the same expeditiously within a period of four weeks keeping in view the fact that the Managing Committee under the Chairmanship of which, the petitioner was appointed as President of Dargah for a period of two years.

The writ petition, with the above observations, is accordingly disposed of. No costs.

October 16, 2006. (**V.V.S.RAO, J**)

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